

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7824/05

Govind Ramchandra Shinde Applicant

V/s.

The state of Maharashtra Respondent

Mr.A. Majeed Menon & Associates for the applicant

Miss.M.H. Mahatre APP for the State

CORAM : V.M. KANADE, J.

DATE : 13/04/06

P.C:

1. Heard the learned Counsel for the applicant and the learned APP for the State.

2. The applicant was arrested by R.A. Kidwai Marg Police Station in connection with C.R.No.232/03 for the offences punishable U/s.363, 364, 384, 302 of IPC.

3. It is alleged that a 14 years old boy was kidnapped for ransom and he was murdered when ransom amount was not paid.

4. Learned Counsel for the applicant submitted that trial is stayed by the Division Bench of this court in the writ petition filed by father of the boy disputing identification of child by police. It is submitted that Division Bench has stayed trial and the applicant would be detained indefinitely in the jail, particularly, when he has a very good case on merits for grant of bail.

5. Learned APP on the other hand on instructions submitted that Division Bench has in the said writ petition vacated the order of stay to the trial and further directed that trial should go on.

6. In view of this statement made by Learned APP, advocate for the applicant does not wish to press this application for bail at this stage. He submitted that direction be given to the trial court to decide case as expeditiously as possible since the applicant is in jail for the last two years. Application for bail accordingly is disposed off as not pressed. Liberty is given to the applicant to apply for fresh bail if trial is not over within reasonable period of time.

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Sessions Court is directed to decide the case as expeditiously as possible.

7. Application is accordingly disposed of.

V.M. KANADE, J.